

IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF OHIO  
CINCINNATI DIVISION

**HUNTER DOSTER, et al.,**

Plaintiffs,

v.

**FRANK KENDALL, et al.,**

Defendants.

No. 1:22-cv-00084  
Hon. Matthew W. McFarland

**DEFENDANTS' NOTICE OF DR. MARKS'**  
**WITHDRAWAL OF HIS MOTION TO QUASH**

Defendants file this notice to inform the Court and Plaintiffs that since Plaintiffs have rescinded their December 20, 2022 notice seeking the deposition of Dr. Peter Marks and related discovery, Dr. Marks has withdrawn the motion to quash that was pending in the District of Maryland. A copy of Dr. Marks' request to withdraw the motion to quash and the accompanying notice of rescission are being filed along with this notice.

Dated: February 6, 2023

Respectfully submitted,

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Principal Deputy Assistant Attorney General  
Civil Division

ALEXANDER K. HAAS  
Director, Federal Programs Branch

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/s/ Zachary A. Avallone

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**CERTIFICATE OF SERVICE**

On February 2, 2023, I electronically submitted the foregoing document using the Court's electronic case filing system. I hereby certify that I have served all parties electronically or by another manner authorized by Federal Rule of Civil Procedure 5(b)(2).

/s/ Zachary A. Avallone

Zachary A. Avallone  
Trial Attorney  
U.S. Department of Justice